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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/619,540	07/19/2000	Katsuhiko Nagasaki	862.C1956	2252
5514	7590	07/27/2004	EXAMINER	
FITZPATRICK CELLA HARPER & SCINTO 30 ROCKEFELLER PLAZA NEW YORK, NY 10112			RAHMJOO, MANUCHER	
			ART UNIT	PAPER NUMBER
			2676	20

DATE MAILED: 07/27/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

# Office Action Summary

Application No.

09/619,540

Applicant(s)

NAGASAKI, KATSUHIKO

Examiner

Mike Rahmjoo

Art Unit

2676

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

## Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

- 1) ☒ Responsive to communication(s) filed on 21 June 2004.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## Disposition of Claims

- 4) ☒ Claim(s) 1, 3- 7, 10, 12- 16, 19, 23, 24, and 25-47 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 1, 3- 7, 10, 12- 16, 19, 23, 24, and 25 is/are allowed.
- 6) ☐ Claim(s) \_\_\_\_\_ is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☒ Claim(s) 26-47 are subject to restriction and/or election requirement.

## Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

## Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some \* c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

## Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_

## **DETAILED ACTION**

### ***Allowable Subject Matter***

Claims 1, 3- 7, 10, 12- 16, 19, 23, 24, and 25 are allowed.

### ***Response to Arguments***

Applicant's remarks to the office action mailed on 06/07/2004 is acknowledged. Subsequently claim 25 is allowed. The traversal is on the ground(s) that the office action does not establish how non- elected claims 25- 47 are independent or distinct from the originally filed claimed invention. This is not found persuasive because allowed claims 1, 3- 7, 10, 12- 16, 19, 23, 24, and 25 are directed to "a control means and step for controlling the scrolling of information displayed in the display region by selecting control signals stored in the management table corresponding to the directional information input by said input means and the display orientation designated by said designation means" whereas the control means of claims 26- 47 does not teach the allowed features of the claimed invention due to the fact that the controller in claim 26 is directed to obtaining the control signal from said storage means, and for controlling the scrolling of the information displayed in the display screen on the obtained control signal; the controller in claim 27 is directed to obtaining the control signal from said storage means, and for controlling the focusing operation to the plurality of focusing targets displayed in the display screen on the obtained control signal; the controller in claim 28 is directed to controlling the scrolling of the information displayed in the display screen in the same direction as the direction input by said input means in spite of

designation by said designation means; the controller in claim 31 is directed to controlling the focusing operation to the focusing targets in the information displayed in the display screen in the same direction as the direction input by said input means in spite of designation by said designation means; the controller in claim 33 is directed to a control step for obtaining a control signal from a storage means, and controlling the scrolling of the information displayed in the display screen based on the obtained control signal, wherein the control signal corresponds to the display orientation designated in said designation step and the directional information received in said receiving step; the controller in claim 36 is directed to a control step for obtaining a control signal from a storage means, and controlling a focusing operation to a plurality of focusing targets displayed in the display screen based on the obtained control signal, wherein the control signal corresponds to the display orientation designated in said designation step and the directional information received in said receiving step; the controller in claim 39 is directed to controlling the scrolling of the information displayed in the display screen in the same direction as the direction received by said receiving step in spite of designation by said designation step; the controller in claim 44 is directed to controlling the focusing operation to the focusing targets in the information displayed in the display screen in the same direction as the direction received by said receiving step in spite of designation by said designation step.

As clearly shown the controller of claims 26- 47 are different from the controllers of claims 1, 3- 7, 10, 12- 16, 19, 23, 24, and 25. Such differences makes the restriction proper due to the fact that claims 26- 47 are under different species since each

controller requires different search to establish the patentability of the claims, which puts the burden on the examiner for further search.

The requirement is still deemed proper and is therefore made FINAL.

This application contains claim 26- 47 drawn to an invention nonelected with traverse in the reply filed on 06/21/2004. A complete reply to the final rejection must include cancellation of nonelected claims or other appropriate action (37 CFR 1.144) See MPEP § 821.01.

### **Inquiry**

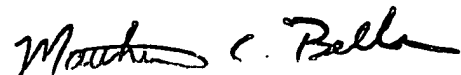
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mike Rahmjoo whose telephone number is (703) 305-5658. The examiner can normally be reached on 6:30- 3:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Matthew Bella can be reached on (703) 308- 6829. The fax phone numbers for the organization where this application or proceeding is assigned are (703) 872-9314 for regular communications and (703) 872- 9314 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 305-4750.

Mike Rahmjoo

July 7, 2004



MATTHEW C. BELLA  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2600